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**Office of the Governor**



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**Executive Order No. 17-93**

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EXECUTIVE ORDER CONTINUING THE PEACE OFFICERS  
STANDARDS AND TRAINING ADVISORY COUNCIL

---

I, MARC RACICOT, by virtue of the authority vested in me as Governor by the Constitution and laws of the State of Montana, and specifically pursuant to Section 2-15-122, MCA, do hereby continue the existing Peace Officers Standards and Training Advisory Council within the Board of Crime Control

I. PURPOSE

The Council shall establish priorities, aid in planning programs, and make recommendations regarding the improvement of law enforcement in the State of Montana.

II. COMPOSITION

A. The Peace Officers Standards and Training Advisory Council shall be composed of 15 members. The names and addresses of members who shall serve at the pleasure of the Governor are submitted by separate letter to the



1 Attorney General and the Secretary of State.

2  
3 III. DURATION

4 The Council shall exist for a period of two years from  
5 the effective date of this Order unless otherwise ordered by  
6 subsequent Executive Order. This Order is effective  
7 immediately.

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12 GIVEN under my hand and the  
13 GREAT SEAL of the State of  
14 Montana, this 22<sup>nd</sup> day of  
December in the  
15 year of our LORD, One Thousand,  
16 Nine Hundred and Ninety-Three.

17 Marc Racicot  
18 MARC RACICOT, Governor

19 ATTEST:

20 Mike Cooney  
21 MIKE COONEY, Secretary of State  
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**Executive Order No. 16-93**

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EXECUTIVE ORDER DESIGNATING THE MONTANA BOARD  
OF HEALTH AND ENVIRONMENTAL SCIENCES AS THE  
STATEWIDE HEALTH COORDINATING COUNCIL

---

WHEREAS, Section 50-5-304, MCA, incorporates the State Health Plan as an integral part of certificate of need review pursuant to Title 50, Chapter 3, MCA; and

WHEREAS, Section 50-5-101(42), MCA, states that the State Health Plan, by definition, is prepared by the Department of Health and Environmental Sciences to project the need for health care facilities within Montana, and is approved by the Statewide Health Coordinating Council and the Governor; and

WHEREAS, state law does not specify a method for the appointment of the Statewide Health Coordinating Council; and

WHEREAS, the Montana Board of Health and Environmental Sciences has statutory responsibilities concerning matters of public health.

NOW, THEREFORE, I, MARC RACICOT, Governor of the State of Montana, by virtue of the authority vested in me by Constitution and the laws of the State of Montana, do hereby



1 appoint the Montana Board of Health and Environmental Sciences  
2 to act as the Statewide Health Coordinating Council.

3 I. PURPOSE AND SCOPE

4 The Montana Statewide Health Coordinating Council shall  
5 review and approve or disapprove the State Health Plan and any  
6 updated portions thereof presented to it by the Department of  
7 Health and Environmental Sciences for the purpose of  
8 projecting the need for health care facilities within Montana.

9 II. COMPOSITION

10 The Statewide Health Coordinating Council is composed of  
11 the members of the Board of Health and Environmental Sciences.  
12 Any change in appointment of members of the Board of Health  
13 and Environmental Sciences will result in a corresponding  
14 change in the Statewide Health Coordinating Council. All  
15 members shall serve at the pleasure of the Governor. The  
16 Chairman of the Board of Health and Environmental Sciences  
17 shall serve as the Chairman of the Statewide Health  
18 Coordinating Council.

19 III. DURATION

20 This action to designate the Board of Health and  
21 Environmental Sciences as the Statewide Health Coordinating  
22 Council will remain in effect unless rescinded by subsequent  
23 Executive Order.

24 This Order is effective immediately.  
25  
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27





1 GIVEN under my hand and the  
2 GREAT SEAL of the State of  
3 Montana, this 18<sup>th</sup> day of  
4 November in the  
5 year of our LORD, One Thousand,  
6 Nine Hundred and Ninety-Three.

7 Marc Racicot  
8 MARC RACICOT, Governor

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ATTEST:

Mike Cooney  
MIKE COONEY, Secretary of State



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**Executive Order No. 15-93**

---

EXECUTIVE ORDER DESIGNATING THE FRAUD UNIT  
BENEFITS DEPARTMENT AND UNDERWRITING DEPARTMENT  
OF THE STATE COMPENSATION INSURANCE FUND  
AS A CRIMINAL JUSTICE AGENCY

---

WHEREAS, the State Fund Fraud Group of the State Compensation Insurance Fund performs as its principal function the administration of criminal justice relating to the Workers' Compensation and Occupational Disease Acts administered by the State Compensation Insurance Fund; and

WHEREAS, Title 44, chapter 5, MCA, provides for the exchange of criminal justice information to agencies designated as criminal justice information agencies; and

WHEREAS, section 44-5-103(7)(b), MCA, defines "criminal justice agency" to include a state agency designated by a Governor's Executive Order to perform as its principal function the administration of criminal justice.



1           NOW, THEREFORE, I, MARC RACICOT, Governor of the State of  
2 Montana, by virtue of the authority vested in me by  
3 Constitution and the laws of the State of Montana, do hereby  
4 direct the following:

5  
6           1. That the State Fund Fraud Group of the State  
7 Compensation Insurance Fund (to include the Fraud Unit,  
8 Benefits Department and Underwriting Department) is designated  
9 to perform as its principal function the administration of  
10 criminal justice relating to the Workers' Compensation and  
11 Occupational Disease Acts administered by the State  
12 Compensation Insurance Fund;

13  
14           2. That, as such, the State Fund Fraud Group may  
15 operate as a "criminal justice agency" as that phrase is  
16 defined in section 44-5-103(7)(b), MCA;

17  
18           3. That the State Fund Fraud Group, in fulfilling its  
19 functions as a criminal justice agency, will establish  
20 protocols within the State Compensation Insurance Fund for the  
21 dissemination of criminal justice information so as to protect  
22 the confidentiality of criminal justice information and, prior  
23 to the use or dissemination of criminal justice information,  
24 will provide communication with the Montana Department of  
25 Justice, Criminal Investigation Bureau, and/or the prosecutor  
26 in charge of the related criminal action.



1 This Order is effective immediately.  
2  
3  
4

5 GIVEN under my hand and the  
6 GREAT SEAL of the State of  
7 Montana, this 20<sup>th</sup> day of  
8 October in the  
9 year of our LORD, One Thousand,  
10 Nine Hundred and Ninety-Three.

11 Marc Racicot  
12 MARC RACICOT, Governor

13 ATTEST:

14 Mike Cooney  
15 MIKE COONEY, Secretary of State  
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**Executive Order No. 14-93**

---

EXECUTIVE ORDER CONTINUING THE  
STATE JOB TRAINING COORDINATING COUNCIL

---

WHEREAS, any state that desires to receive financial assistance under the Job Training Partnership Act (JTPA), Public Law 97-300, October 13, 1982, must establish a State Job Training Coordinating Council; and

WHEREAS, the Governor is vested with the responsibility of appointing the Council and recognizes the important role the Council plays in reviewing and coordinating job training activities; and

WHEREAS, the Council is vested with the duty to review the operation of JTPA programs in each service delivery area and of advising the Governor; and

WHEREAS, each state must establish such fiscal control and fund accounting procedures as may be necessary to assure the proper disbursement of, and accounting for, federal funds paid to recipients under Titles II and III of JTPA; and

WHEREAS, the Council advises and reports to the Governor



concerning the availability, responsiveness, and adequacy of state services.

NOW, THEREFORE, I, MARC RACICOT, Governor of the State of Montana, by virtue of the authority vested in me under the laws and Constitution of the State of Montana and pursuant to Section 122 of the Job Training Partnership Act, hereby appoint the members of the Council and recognize its primary duties.

I. PURPOSE

The State council shall:

1. recommend a Governor's coordination and special services plan;

2. recommend to the Governor substate service delivery areas, plan resource allocations not subject to section 202(b) or 262(b), provide management guidance and review for all programs in the State, develop appropriate linkages with other programs, coordinate activities with private industry councils, and develop the Governor's coordination and special services plan and recommend variations in performance standards;

3. advise the Governor and local entities on job training plans and certify the consistency of such plans with criteria under the Governor's coordination and special services plan for coordination of activities under this Act with other federal, state and local employment-related programs, including programs operated



in designated enterprise zones;

4. review the operation of programs conducted in each service delivery area, and the availability, responsiveness, and adequacy of state services, and make recommendations to the Governor, appropriate chief elected officials, and private industry councils, service providers, the legislature, and the general public with respect to ways to improve the effectiveness of such programs or services;

5. review the reports made pursuant to subparagraphs (D) and (E) of section 104(b)(12) and make recommendations for technical assistance and corrective action, based on the results of such reports;

6. prepare a summary of the reports made pursuant to subparagraphs (D) and (E) of section 104(b)(12) detailing promising service delivery approaches developed in each service delivery area for the training and placement of women in nontraditional occupations, and disseminate annually such summary to service delivery areas, service providers throughout the State, and the Secretary;

7. review the activities of the Governor to train, place and retain women in nontraditional employment, including activities under section 123, prepare a summary of activities and an analysis of results, and disseminate annually such summary to service delivery areas, service providers throughout the State, and the Secretary;



8. consult with the sex equity coordinator established under section 111(b) of the Carl D. Perkins Vocational and Applied Technology Education Act, obtain from the sex equity coordinator a summary of activities and an analysis of results in training women in nontraditional employment under this Act, and disseminate annually such summary to service delivery areas, service providers throughout the State, and the Secretary;

9. review and comment on the state plan developed for the State employment service agency;

10. make an annual report to the Governor which shall be a public document, and issue such other studies, reports, or documents as it deems advisable to assist service delivery areas in carrying out the purposes of this Act;

11. a. identify, in coordination with the appropriate state agencies, the employment and training and vocational education needs throughout the state, and assess the extent to which employment and training, vocational education, rehabilitation services, public assistance, economic development, and other federal, state, and local programs and services represent a consistent, integrated, and coordinated approach to meeting such needs; and

b. comment at least once annually on the measures taken pursuant to section 113(b)(14) of the Carl D. Perkins Vocational and Applied Technology Education





Act; and

12. review plans of all state agencies providing employment, training, and related services, and provide comments and recommendations to the Governor, the legislature, and appropriate state and federal agencies on the relevancy and effectiveness of employment and training and related service delivery systems in Montana.

## II. COMPOSITION

The names and addresses of members who shall serve at the pleasure of the Governor are submitted by separate letter to the Secretary of State and the Department of Labor and Industry.

## III. ADMINISTERING AGENCY

The Montana Department of Labor and Industry is hereby designated as the organizational unit responsible for oversight and management of the Job Training Partnership Act (PL 97-300) and statewide labor market and occupational information. The Montana State Occupational Information Coordinating Committee (SOICC), located in the Employment Policy Division of the department, is responsible for implementing an occupational information system in the state. The department is authorized to act on behalf of the Governor in the planning, administering, coordinating and oversight functions assigned to the Governor under JTPA. This designation meets the requirements of Section 125 of the Job Training Partnership Act which requires the Governor to



1 designate a unit to be responsible for labor market  
2 information. In accordance with Section 311(b)(2) of EDWAAA,  
3 the Employment Policy Division is the designated Dislocated  
4 Worker Unit.

5 IV. SUPERSEDING OF PAST EXECUTIVE ORDERS

6 Any provisions of prior Executive Orders relating to the  
7 members and authority of the Job Training Coordinating Council  
8 are hereby superseded by the provisions of this Order.

9 V. DURATION

10 The Council shall exist for a period of two years from  
11 the effective date of this Order. This Order is effective  
12 immediately.

13  
14 GIVEN under my hand and the  
15 GREAT SEAL of the State of  
16 Montana, this 13<sup>th</sup> day of  
October in the  
17 year of our LORD, One Thousand,  
18 Nine Hundred and Ninety-Three.

Marc Racicot  
19 MARC RACICOT, Governor

20 ATTEST:

Mike Cooney  
21 MIKE COONEY, Secretary of State  
22  
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Job Training Coordinating Council Membership  
Executive Order No. 14-93

**REPRESENTING BUSINESS:**

Ms. Jane Delong, 721 Red Letter, Helena, MT 59601, is to serve a term ending July 1, 1995.

Mr. Bob Marks, 302 Lump Gulch, Clancy, MT 59634, is to serve a term ending July 1, 1995.

Ms. Diane Ruff, P. O. Box 1301, Billings, MT 59103, is to serve a term ending July 1, 1995.

Mr. David Owen, 1633 Floweree, Helena, MT 59601, is to serve a term ending July 1, 1995.

**REPRESENTING LABOR/COMMUNITY-BASED ORGANIZATIONS:**

Ms. Felicity McFerrin, 4318 Jim Town Road, Helena, MT 59601, is to serve a term ending July 1, 1995.

Mr. Randy Siemers, 4140 Country Gardens Road, Billings, MT 59105, is to serve a term ending July 1, 1995.

Ms. Sue Matthews, 1010 Main, Miles City, MT 59301, is to serve a term ending July 1, 1995.

Ms. Sherry Stevens Wulf, P. O. Box 7217, Kalispell, MT 59904, is to serve a term ending July 1, 1995.

Mr. Steve Nelson, 321 East Main, Room 405, Bozeman, MT 59715, is to serve a term ending July 1, 1995.

Mr. Jim Fitzpatrick, Executive Management Building, 1228 - 11th Avenue, Helena, MT 59620, is to serve a term ending July 1, 1995.

**REPRESENTING STATE OR LOCAL GOVERNMENT:**

Mr. Peter Blouck, Director, Department of Social & Rehabilitation Services, P. O. Box 4210, Helena, MT 59604, is to serve a term ending July 1, 1995.

Mr. Hank Hudson, Director, Department of Family Services, P. O. Box 204001, Helena, MT 59620, is to serve a term ending July 1, 1995.

Ms. Judy Birch, Office of Public Instruction, State Capitol, Helena, MT 59620, is to serve a term ending July 1, 1995.

Mr. Rick Day, Director, Department of Corrections, P. O. Box 201301, Helena, MT 59620, is to serve a term ending July 1, 1995.

Mr. Noel Williams, P. O. Box 15, Eureka, MT 59917, is to serve a term ending July 1, 1995.

Ms. JoEllen Estenson, Columbia Falls, MT 59912, is to serve a term ending July 1, 1995.

**REPRESENTING THE GENERAL PUBLIC:**

Representative Karyl Winslow, 4608 Box Canyon Road, Billings, MT 59103, is to serve a term ending July 1, 1995.

Senator Mignon Waterman, 530 Hazelgreen, Helena, MT 59601, is to serve a term ending July 1, 1995.

Effective July 1, 1993, I have reappointed:

Ms. Barbara Campbell, 471 Lake Hill Road, Deer Lodge, MT 59722, is to serve a term ending July 1, 1995, and fulfills the qualifications of representing business.

Ms. Helen Kellicut, 981 Gemback Road, Deer Lodge, MT 59722, is to serve a term ending July 1, 1995, and fulfills the qualifications of representing business.

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**Executive Order No. 13-93**

---

**EXECUTIVE ORDER CREATING THE  
GOVERNOR'S TRADE ADVISORY COUNCIL**

---

WHEREAS, due to issues in the North American Free Trade Agreement (NAFTA) and the developing Rocky Mountain Trade Corridor, the State will be asked to take a position on issues involving trade, both international and with respect to surrounding states; and

WHEREAS, decisions with respect to these often complicated issues must be made with the broadest possible input.

NOW, THEREFORE, I, MARC RACICOT, Governor of the State of Montana, by virtue of the authority vested in me by the Constitution of the State of Montana, including Section 2-15-122, MCA, do hereby create the Governor's Trade Advisory Council.

**I. PURPOSE AND SCOPE**

The purpose and scope of the council is to serve as the focal point for input on trade-related issues from the





1     broadest possible spectrum of interested parties and to make  
2     recommendations to the Governor with respect to actions or  
3     positions the state might take on such issues.

4     II.   COMPOSITION

5             The Council will be comprised of twelve members who shall  
6     serve without compensation at the pleasure of the Governor.  
7     The names and addresses of members will be filed with the  
8     Secretary of State and the Departments of Commerce,  
9     Agriculture and Transportation.

10    III. DURATION

11            The Council shall exist for a period of two years from  
12    the effective date of this Order.   This Order is effective  
13    immediately.

15                           GIVEN under my hand and the  
16                           GREAT SEAL of the State of  
17                           Montana, this 29<sup>th</sup> day of  
18                           August in the  
19                           year of our LORD, One Thousand,  
20                           Nine Hundred and Ninety-Three.

21                           Marc Racicot

22                           MARC RACICOT, Governor

23    ATTEST:

24                           Mike Cooney

25                           MIKE COONEY, Secretary of State

26                           By: Doug Mitchell



# OFFICE OF THE GOVERNOR

STATE OF MONTANA



MARC RACICOT  
GOVERNOR

STATE CAPITOL  
HELENA, MONTANA 59620-0801

August 31, 1993

The Honorable Mike Cooney  
Secretary of State  
State Capitol  
Helena, MT 59620

Dear Secretary Cooney:

Please be informed that effective immediately, I have appointed the following individuals to the Governor's Trade Advisory Council, in accordance with Executive Order 13-93, under the Department of Agriculture:

Ms. Lori Shadoan  
Baxter Hotel Corporation  
P.O. Box 159  
Bozeman, MT 59715

Mr. Leo Giacometto  
Department of Agriculture  
P.O. Box 200201  
Helena, MT 59620-0201

Ms. Kathy Fisher Ogren  
3422 South 3 West  
Missoula, MT 59801

Mr. James L. Brock  
415 Riverview Court  
Great Falls, MT 59404

Ms. Linda Klette Rice  
Rice Law Office  
P.O. Box 912  
Havre, MT 59501-0912

Ms. Alyce Kuehn  
Eastern Plains RC&D Area, Inc.  
123 West Main  
Sidney, MT 59270

Mr. Eugene P. Lewis  
505 Deer Drive  
Great Falls, MT 59404

Ms. Terry Denton Weaver  
2813 S 64th Street West  
Billings, MT 59106

Mr. Richard F. Cromer  
Continental Energy Services  
40 East Broadway  
Butte, MT 59707

Mr. Marv Dye  
Department of Transportation  
PO Box 201001  
Helena, MT 59620-1001

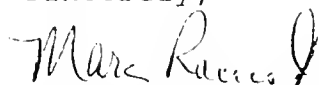
Mr. Gregory D. Barkus  
1144 Whitefish Stage Rd.  
Kalispell, MT 59901

Mr. Jon Noel  
Department of Commerce  
PO Box 202301  
Helena, MT 59620-2301

Secretary of State  
Trade Corridor Council  
August 31, 1993  
-2-

If you have questions about this appointment, contact Pat Lopach at 444-5616.

Sincerely,

A handwritten signature in cursive script that reads "Marc Racicot". The signature is written in dark ink and is positioned above the printed name and title.

MARC RACICOT  
Governor

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**Executive Order No. 12-93**

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**EXECUTIVE ORDER CREATING THE GOVERNOR'S  
WELFARE REFORM ADVISORY COUNCIL**

---

WHEREAS, an increasing number of Montanans are living in poverty; and

WHEREAS, children and families headed by single women experience the highest rate of poverty; and

WHEREAS, births to unmarried teen parents continue to increase; and

WHEREAS, the current welfare system has become inefficient, organizationally fragmented and bureaucratically entrenched; and

WHEREAS, the current welfare system incurs excessive administrative costs at the expense of services to recipients; and

WHEREAS, the increasing costs of the federal welfare entitlement programs are exceeding the available state funding; and

WHEREAS, the current welfare system offers only limited support or incentives for recipients to become independent of welfare assistance; and

WHEREAS, the current welfare system often humiliates and stigmatizes clients; and

WHEREAS, the current welfare system isolates recipients from



1 the economic and social mainstream; and

2 WHEREAS, the current welfare system fails to foster  
3 fundamental American values relating to work, family, individual  
4 responsibility and self-sufficiency; and

5 WHEREAS, recipients of welfare assistance are not a  
6 homogeneous group but represent a population that is diverse both  
7 in terms of situational characteristics and personal attributes;  
8 and

9 WHEREAS, House Bill 2, passed by the 53rd Montana Legislature,  
10 directs the Montana Department of Social and Rehabilitation  
11 Services to request waivers of federal requirements for welfare  
12 assistance programs as necessary for the redesign of those programs  
13 in a cost-neutral manner.

14 NOW, THEREFORE, I MARC RACICOT, Governor of the State of  
15 Montana, by virtue of the authority vested in me by 2-15-122, MCA,  
16 do hereby create the Governor's Welfare Reform Advisory Council.

17 I. PURPOSE

18 A. The Welfare Reform Advisory Council will:

19 1. Examine and identify the circumstances that result  
20 in people living in poverty and needing welfare  
21 assistance;

22 2. identify the aspects of the present welfare programs  
23 that help or hinder the ability of recipients to become  
24 independent from welfare assistance;

25 3. explore alternatives to the current welfare programs  
26 through an in-depth review of current theories of welfare  
27 and of the various welfare reform efforts nationally; and

28 4. develop a comprehensive welfare reform proposal that





1 will meet the basic needs of recipients and provide the  
2 resources necessary to maximize each recipient's  
3 opportunity to achieve independence of the welfare  
4 system.

5 B. In performing the duties listed in I. A., above, the  
6 Advisory Council will give special consideration to the  
7 following:

- 8 1. development of social contracts with recipients for  
9 the provision of benefits in return for completing  
10 specific activities that foster the independence of  
11 recipients from the welfare system;
- 12 2. provision of time-limited benefits coupled with  
13 community service work;
- 14 3. development of a universal means test for all  
15 programs;
- 16 4. enhancement of work incentives and removal of work  
17 disincentives within the system;
- 18 5. elimination of the deprivation requirement in order  
19 to strengthen and support families;
- 20 6. provision of cash instead of Food Stamps;
- 21 7. utilization of electronic benefit transfer for all  
22 benefits; and
- 23 8. specific provisions contained in House Bill 2.

## 24 25 II. COMPOSITION

26 A. The Welfare Reform Advisory Council will be composed of  
27 23 members. In addition, there will be 6 ex-officio  
28 members. The names and addresses of members who will be



1 appointed by the Director of the Department of Social and  
2 Rehabilitation Services and who will serve at the  
3 pleasure of the Governor, are submitted by separate  
4 letter to the Secretary of State, the Department of  
5 Social and Rehabilitation Services, Commerce, Family  
6 Services, and Labor and Industry, and the Legislative  
7 Council and the Office of Public Instruction.


8  
9 III. COMPENSATION

10 Compensation will be paid in accordance with section 2-15-122,  
11 MCA.


12  
13 IV. DURATION

14 This Advisory Council will remain in existence for a period of  
15 two years unless extended by subsequent Executive Order. This  
16 Order is effective immediately.

17  
18 GIVEN under my hand and the  
19 GREAT SEAL of the State of  
20 Montana, this 23<sup>rd</sup> day of  
July in the  
21 year of our LORD, One Thousand,  
Nine Hundred and Ninety-Three.

22   
23 \_\_\_\_\_  
MARC RACICOT, Governor

24 ATTEST:

25   
26 \_\_\_\_\_  
MIKE COONEY, Secretary of State



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**Executive Order No. 11-93**

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EXECUTIVE ORDER PROCLAIMING A DISASTER  
TO EXIST IN CUSTER COUNTY

---

WHEREAS, heavy rains produced flash flooding in early July which caused severe widespread damage to county roads and culverts in Custer County; and

WHEREAS, Custer County has committed all available resources, taken all possible actions to respond, mitigate and alleviate the situation, and the local resources are not sufficient to meet the conditions; and

WHEREAS, the Custer County Board of Commissioners has exhausted all available emergency levies by appropriating emergency funding in an amount equivalent to a two (2) mill levy on the taxable valuation of the county outside the incorporated municipalities pursuant to Section 10-3-405, MCA, and has requested that an Executive Order be issued declaring a disaster to exist in Custer County as a result of the flooding; and

WHEREAS, Custer County is an active participant in the

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1 National Flood Insurance Program; and

2 WHEREAS, a proclamation of an emergency or disaster  
3 authorizes the Governor under Section 10-3-311, MCA, to expend  
4 funds from the general fund to meet contingencies and needs  
5 arising from these conditions.

6 NOW, THEREFORE, I, MARC RACICOT, Governor of the State of  
7 Montana, by virtue of the authority vested in me as Governor  
8 under the Constitution of the State of Montana and Title 10,  
9 Chapter 3, MCA, and under other applicable statutes, do hereby  
10 declare a disaster to exist in Custer County.

11 This Order is effective immediately.

12  
13 GIVEN under my hand and the  
14 GREAT SEAL of the State of  
15 Montana, this 21<sup>st</sup> day of  
16 July in the  
17 year of our LORD, One Thousand,  
18 Nine Hundred and Ninety-Three.

19 Marc Racicot  
20 MARC RACICOT, Governor

21 ATTEST:

22 Mike Cooney  
23 MIKE COONEY, Secretary of State  
24  
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**Executive Order No. 10-93**

---

**EXECUTIVE ORDER CONTINUING THE MONTANA  
STATE EMERGENCY RESPONSE COMMISSION**

---

WHEREAS, the federal Superfund Amendments and Reauthorization Act of 1986, hereinafter referred to as "the Act," requires that the Governor of each state shall appoint a State Emergency Response Commission; and

WHEREAS, the following agencies and organizations have important activities relating to the many phases of hazardous materials inventory identification, planning and risk management; and

WHEREAS, it is important that Montana address the important issues relating to hazardous materials.

NOW, THEREFORE, I, MARC RACICOT, Governor of the State of Montana, by virtue of the authority vested in me by the Constitution and laws of the State of Montana, do hereby continue the Montana State Emergency Response Commission.

**I. COMPOSITION**

A. The Commission shall be composed of 15 members. The

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1 names and addresses of members who are appointed by and  
2 who shall serve at the pleasure of the Governor are filed  
3 by separate letter with the Secretary of State and the  
4 Departments of Health and Environmental Sciences,  
5 Military Affairs, Justice, Transportation, and Fish,  
6 Wildlife and Parks.

7 B. The representative from the Department of Health and  
8 Environmental Sciences and the representative from the  
9 Department of Military Affairs, Disaster and Emergency  
10 Services Division, shall serve as co-chairpersons of the  
11 Commission. The Department of Health and Environmental  
12 Sciences and the Department of Military Affairs shall  
13 serve as lead agencies for the State of Montana.

14 II. DUTIES

15 A. The duties of the Commission shall include those  
16 enumerated in the Act.

17 B. In addition to the duties in the Act, the Commission  
18 shall:

- 19 1. develop and make recommendations concerning  
20 hazardous materials management and incident  
21 response in Montana;
- 22 2. develop and make policy recommendations  
23 regarding the implementation of the Act and related  
24 issues;
- 25 3. oversee the disbursement of funds which become  
26 available pursuant to the Act; and  
27



1 4. coordinate and assist the Statewide  
2 Coordination Council for the transportation of  
3 hazardous wastes and materials as set forth in  
4 Executive Order 18-92.

5 C. The Commission may establish a special task force to  
6 accomplish the specific tasks related to the duties of  
7 the Commission upon the consent of the chief of staff.

8 D. The Commission may receive grants, donations or  
9 gifts of money, equipment, supplies and services from any  
10 public or private source to carry out its duties  
11 hereunder.

12 III. TERMINATION OF PRIOR EXECUTIVE ORDER

13 Any provisions of prior Executive Orders relating to the  
14 Montana State Emergency Response Commission are hereby  
15 superseded by the provision of this Order.

16 IV. DURATION

17 This Advisory Council shall remain in existence for a  
18 period of two years from the effective date of this order  
19 unless extended or terminated by subsequent Executive Order.

20 This Order is effective immediately.

21 GIVEN under my hand and the  
22 GREAT SEAL of the State of  
23 Montana, this 21st day of  
JULY in the  
year of our LORD, One Thousand,  
Nine Hundred and Ninety-Three.

24 Marc Racicot  
25 MARC RACICOT, Governor

26 ATTEST:

27 Mike Cooney  
MIKE COONEY, Secretary of State



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**State of Montana**  
**Office of the Governor**



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**Executive Order No. 9-93**

---

EXECUTIVE ORDER CONTINUING THE  
GOVERNOR'S COUNCIL ON PHYSICAL FITNESS AND SPORTS

---

WHEREAS, improved physical fitness will give Montana students a competitive edge in the world of work, in pursuit of higher education and in day-to-day living; and

WHEREAS, the ability of Montana's public education system to foster physical fitness is important to the state's long-term economic health and prosperity; and

WHEREAS, state government must look at resourceful ways to meet the physical fitness and health needs of Montana children; and

WHEREAS, coordination and collaboration are needed to accomplish the above goals.

NOW, THEREFORE, I, MARC RACICOT, Governor of the State of Montana, by virtue of the authority vested in me by the Constitution and laws of the State of Montana, do hereby continue the Governor's Council on Physical Fitness and Sports.

PLEASE RETURN





1 I. PURPOSE

2 The purpose of the Council is to make recommendations to  
3 the Governor regarding physical fitness initiatives and to  
4 facilitate projects that will improve the physical fitness of  
5 Montana students.  
6

7 II. COMPOSITION AND TERMS

8 A. The Council shall be composed of no more than  
9 twenty-five members, representing a broad spectrum of  
10 interest groups that include but are not limited to the  
11 business community, the elementary and secondary school  
12 system, health and medical professions and sports fitness  
13 organizations. The Chair will be appointed by the  
14 Governor, and all members shall serve at the Governor's  
15 pleasure.

16 B. The names and addresses of members shall be  
17 submitted by separate letter to the Secretary of State  
18 and the Office of Public Instruction.  
19

20 III. DUTIES

21 The Council shall perform the following duties:

- 22 1. recommend to the Governor initiatives regarding  
23 physical fitness;  
24 2. initiate programs that will provide greater physical  
25 fitness opportunities for Montana students;  
26 3. act as a liaison for national organizations and  
27



1 interest groups;

2 4. raise public awareness of physical fitness  
3 initiatives;

4 5. facilitate collaboration among schools, business,  
5 industry and physical fitness advocates; and

6 6. supplement and complement activities of the  
7 President's Council on Physical Fitness and Sports.

8  
9 IV. COMPENSATION

10 Members of the Council shall serve without compensation.  
11 Funding of Council activities shall be raised from private  
12 sources.

13  
14 V. DURATION

15 This Advisory Council shall remain in existence for a  
16 period of two years from the effective date of this order  
17 unless extended or terminated by Executive Order. This Order  
18 is effective immediately.

19 GIVEN under my hand and the  
20 GREAT SEAL of the State of  
21 Montana, this 12<sup>th</sup> day of  
22 July in the  
23 year of our LORD, One Thousand,  
24 Nine Hundred and Ninety-Three.

25 Marc Racicot  
26 MARC RACICOT, Governor  
27

24 ATTEST:

25 Mike Cooney  
26 MIKE COONEY, Secretary of State  
27



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**Executive Order No. 8-93**

---

EXECUTIVE ORDER ASSIGNING TO THE DEPARTMENT OF JUSTICE  
INVESTIGATIVE FUNCTIONS ALLOCATED TO  
THE DEPARTMENT OF REVENUE  
IMPLEMENTING THE PROVISIONS OF HOUSE BILL 609

---

WHEREAS, the 53rd Legislature passed House Bill 609 (Laws of Montana, 1993, ch. 414), which transferred the investigative functions relating to alcoholic beverage licensing and enforcement, tobacco, and public assistance from the Department of Revenue to the Department of Justice; and

WHEREAS, section 26 of House Bill 609 (Laws of Montana, 1993, ch. 414) authorizes the Governor, by Executive Order, to assign to the Department of Justice those investigative functions allocated to the Department of Revenue relating to the implementation of House Bill 609 (Laws of Montana, 1993, ch. 414); and

WHEREAS, section 26 of House Bill 609 (Laws of Montana, 1993, ch. 414) takes effect April 19, 1993.

NOW, THEREFORE, I, MARC RACICOT, Governor of the State of Montana, by virtue of the authority vested in me pursuant to

PLEASE RETURN



1 the Constitution and laws of the State of Montana do hereby  
2 order that the investigative functions allocated to the  
3 Department of Revenue relating to the implementation of House  
4 Bill 609 (Laws of Montana, 1993, ch. 414) are transferred to  
5 the Department of Justice.

6 1. STATUTES GOVERNING THE TRANSFER

7 Sections 2-15-131 through 2-15-137, MCA, concerning the  
8 rights of state personnel, rights to property, rules and  
9 orders, legal proceedings, rights to property, rules and  
10 orders, legal proceedings, rights and duties under existing  
11 transactions, references and federal aid, govern the transfer  
12 of investigative functions, as provided in section 25, House  
13 Bill 609 (Laws of Montana, 1993, ch. 414).

14 2. EFFECTIVE DATE OF TRANSFER

15 The transfer of functions identified in this Executive  
16 Order shall take effect July 1, 1993.

17  
18 GIVEN under my hand and the  
19 GREAT SEAL of the State of  
20 Montana, this 1st day of  
21 JULY in the  
22 year of our LORD, One Thousand,  
23 Nine Hundred and Ninety-Three.

24 Marc Racicot  
25 MARC RACICOT, Governor  
26

27 ATTEST: •

Mike Cooney  
MIKE COONEY, Secretary of State





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**Executive Order No. 7-93**

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EXECUTIVE ORDER PROVIDING STATE AGENCIES' ASSISTANCE  
TO THE FLATHEAD BASIN COMMISSION

---

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WHEREAS, the 1983 Montana Legislature established the Flathead Basin Commission to monitor the water quality and existing condition of the natural resources of the Flathead Basin and coordinate development of an annual monitoring plan; and

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WHEREAS, the intent of the legislation is to encourage close cooperation and coordination between federal, state, provincial, tribal and local resource managers for establishing compatible resource development activities throughout the Flathead River drainage; and

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WHEREAS, subsequent legislatures have increased the membership of the Commission by creating ex-officio members, including the directors of the Departments of Fish, Wildlife and Parks and Health and Environmental Sciences or their designees; and

27

WHEREAS, the Department of Natural Resources and

001 1077731



1 Conservation by statute is responsible for coordinating the  
2 full utilization, conservation, and protection of the state's  
3 water resources and spends considerable effort on water  
4 management and policy activities; and

5 WHEREAS, recent Commission deliberations have concluded  
6 that additional resources of expertise and advice from other  
7 state departments and agencies will further the success of the  
8 Commission's deliberations and responsibilities under state  
9 law.

10 NOW, THEREFORE, I, MARC RACICOT, Governor of the State of  
11 Montana, by virtue of the authority vested in me pursuant to  
12 the Constitution and laws of the State of Montana do hereby  
13 direct the following:

14 1. That the Flathead Basin Commission may call upon  
15 personnel of other state agencies not specifically mentioned  
16 within the legislation for advice, expertise and information  
17 regarding maintenance and enhancement of the quality of the  
18 natural resources of the Flathead Basin;

19 2. That the Director or his designee of the Department of  
20 Natural Resources and Conservation shall become an ex-officio  
21 commission member; and

22 3. That the Department of Transportation, and the Disaster  
23 and Emergency Services Division of the Department of Military  
24 Affairs, upon the request of the executive committee of the  
25 commission, and in consultation with the executive director  
26 and the department director, shall provide such necessary  
27



1 information and expertise to the Commission so as to fulfill  
2 the statutory responsibilities of the Commission.

3 Any prior Executive Orders relating to the Flathead Basin  
4 Commission are hereby superseded by the provisions of this  
5 Order.

6 This Order shall take effect immediately.

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10  
11 GIVEN under my hand and the  
12 GREAT SEAL of the State of  
13 Montana, this 28<sup>th</sup> day of  
14 May in the  
15 year of our LORD, One Thousand,  
16 Nine Hundred and Ninety-Three.

17 Marc Racicot  
18 MARC RACICOT, Governor

19 ATTEST:

20 Mike Cooney  
21 MIKE COONEY, Secretary of State  
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**Executive Order No. 6-93**

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EXECUTIVE ORDER CREATING THE GOVERNOR'S  
PRIVATE LAND/PUBLIC WILDLIFE ADVISORY COUNCIL

---

11 WHEREAS, the 53rd session of the Montana Legislature  
12 adopted HJR 24, a joint resolution requesting that the  
13 Governor's office coordinate an effort among landowners,  
14 outfitters, the sporting community and the public to address  
15 common goals that will mutually benefit the interests of all  
16 parties as well as the interests of Montana wildlife  
17 resources; and

18 WHEREAS, HJR 24 acknowledged that landowner/outfitter/  
19 sportsperson relations have become increasingly strained over  
20 the past several years; landowners feel victimized, helpless  
21 to control increasing game populations and that their  
22 contributions to wildlife habitat are overlooked;  
23 sportspersons are concerned about diminishing access to  
24 private and public land for hunting opportunities and view  
25 this as a threat to the long-term viability of wildlife  
26 management and our hunting heritage; and, outfitters are  
27 interested in stabilizing their industry and improving their

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1 image; and,

2 WHEREAS, HJR 24 urged landowners, outfitters, the  
3 sporting community, and the public to work together to address  
4 these issues in a sustained, cooperative, and positive manner  
5 and to mitigate the tension arising from polarization by:

6 (1) recognizing the contributions of:

7 (a) private landowners, who provide wildlife  
8 habitat and hunting opportunities;

9 (b) the sporting community, which provides  
10 financial and political support for sound  
11 wildlife management; and

12 (c) the outfitting industry, which provides a  
13 valid service and is an important industry in  
14 Montana; and

15 WHEREAS, HJR 24 requested that the Office of the  
16 Governor, through the Department of Fish, Wildlife & Parks,  
17 coordinate a sustained, ongoing, cooperative effort to address  
18 these issues by establishing statewide, regional, and local  
19 groups to develop mutually satisfactory solutions that will  
20 preserve Montana's hunting and wildlife heritage; and

21 WHEREAS, HJR 24 encouraged the Department of Fish,  
22 Wildlife & Parks to provide administrative assistance as  
23 necessary to enhance the cooperative effort; and,

24 WHEREAS, HJR 24 requested that solutions be reported to  
25 future legislatures and that legislation introduced by any of  
26 these groups reflect the mutual interests of landowners,  
27



1 outfitters, and the sporting community,

2 NOW, THEREFORE, I, MARC RACICOT, Governor of the State of  
3 Montana, by virtue of the authority vested in me pursuant to  
4 the Constitution and laws of the State of Montana,  
5 specifically Sec. 2-15-122, MCA, do hereby appoint the  
6 Governor's Private Land/Public Wildlife Advisory Council.

7 I. PURPOSE:

8 (A) The Private Land/Public Wildlife Advisory Council,  
9 working with representative local advisory groups, shall  
10 define common goals, including but not limited to:

- 11 1) achieving optimum hunter access,
- 12 2) protecting wildlife habitat,
- 13 3) minimizing impacts on and inconvenience to  
14 landowners,
- 15 4) encouraging the continuance of a viable outfitting  
16 industry, and
- 17 5) providing additional tangible benefits to  
18 landowners who allow hunter access.

19 (B) Further, the council, working with representative local  
20 advisory groups, shall advise the director of the  
21 Department of Fish, Wildlife & Parks and the Fish,  
22 Wildlife & Parks Commission on measures to address the  
23 above goals.

24 (C) In its advisory role, the council shall seek the advice  
25 and participation of affected interests, including:

- 26 1) private citizens,



- 2) groups representing agricultural interests,
- 3) groups representing the outfitting industry,
- 4) groups representing the sporting community,
- 5) groups representing conservation interests,
- 6) groups representing other businesses, and
- 7) affected government agencies.

(D) In seeking the advice and participation of all affected interests, the advisory council:

- 1) Shall create and seek advice from representative local groups which include delegates from affected interests. These sponsor groups shall take initiative to address problems at the local level and advise the council on the nature of local wildlife conservation issues and the recommended solutions. The local groups may receive direction from the council.
- 2) May sponsor and facilitate "open houses" and other appropriate public involvement methods to provide informal opportunities for the public to review and comment on possible recommendations to the director, commission and Governor's Office.

## II. COMPOSITION:

The council shall consist of up to 15 members, appointed by the Governor, and representing a variety of interests. The names and addresses of members who shall serve at the pleasure of the Governor are submitted by separate letter to the



Secretary of State and the Department of Fish, Wildlife and Parks.

III. COMPENSATION:

Council members' expenses eligible for compensation under Sec. 2-15-122(5), MCA, shall be paid by the Department of Fish, Wildlife & Parks at a rate up to \$25 for each day actually and necessarily engaged in the performance of council duties that are approved by the department. All members shall be reimbursed for travel expenses pursuant to 2-15-122(5), MCA.

IV. DURATION:

This council shall exist for a period of two years from the effective date of this Order unless otherwise ordered by subsequent Executive Order. This Order is effective immediately.

GIVEN under my hand and the  
GREAT SEAL of the State of  
Montana, this 18<sup>th</sup> day of  
May in the  
year of our LORD, One Thousand,  
Nine Hundred and Ninety-Three.

Marc Racicot  
MARC RACICOT, Governor

ATTEST:.

Mike Cooney  
MIKE COONEY, Secretary of State





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**Executive Order No. 5-93**

---

EXECUTIVE ORDER CONTINUING THE LEGAL SERVICES REVIEW PANEL

---

WHEREAS, within the Executive Branch of state government, agencies utilize the services of private legal counsel on occasion; and

WHEREAS, in 1978 and again in 1981, Executive Orders were issued directing the Executive Branch to review the use of private legal counsel; and

WHEREAS, it is an objective of this administration to make the most effective use of state resources and funding; and

WHEREAS, the Legislature has directed, through House Joint Resolution 25 (1993), that the Attorney General and the Governor study the coordination of legal services in state government.

NOW, THEREFORE, I, MARC RACICOT, Governor of the State of Montana, by virtue of the authority vested in me pursuant to the Constitution and the laws of the State of Montana, do hereby re-authorize the operation of the Legal Services Review



1 Committee.

2 I. PURPOSE:

3 The purpose of the Legal Services Review Committee is to:

- 4 a. review all requests of state agencies to engage  
5 private legal counsel;  
6 b. provide prior written approval for all state agency  
7 contracts to engage private legal counsel; and  
8 c. evaluate and advise the Governor of the use of  
9 private legal counsel by state agencies.

10 II. COMPOSITION:

11 The Legal Services Review Committee is made up of the  
12 Director of the Office of Budget and Program Planning or a  
13 designated representative; the Attorney General or a  
14 designated representative; and the legal counsel to the  
15 Governor.

16 III. AUTHORITY AND PROCEDURE:

17 The Legal Services Review Committee is vested with the  
18 sole and final authority over the use of private legal counsel  
19 by executive branch agencies which are directly accountable to  
20 the Governor. The Legal Services Review Committee shall  
21 establish by issuance of a management memorandum:

- 22 a. the forms for submission of requests for private  
23 legal counsel by the agencies;  
24 b. the procedures for processing state agency requests  
25 for private legal counsel;  
26 c. the standards for granting or denying state agency  
27



1 requests for private legal counsel; and

2 d. the standards and procedures for monitoring private  
3 legal counsel contracts.

4 IV. TERMINATION OF PRIOR EXECUTIVE ORDERS:

5 Any prior Executive Orders relating to the Legal Services  
6 Review Committee are hereby superseded by the provisions of  
7 this Order.

8 V. DATE OF EFFECT:

9 This Order shall take effect for all new contracts and  
10 contracts of renewal of legal services on June 1, 1993.

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16 GIVEN under my hand and the  
17 GREAT SEAL of the State of  
18 Montana, this 18<sup>th</sup> day of  
19 May in the  
20 year of our LORD, One Thousand,  
21 Nine Hundred and Ninety-Three.

22  
23  
24 Marc Racicot  
25 MARC RACICOT, Governor  
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27

24 ATTEST:

25 Mike Cooney  
26 MIKE COONEY, Secretary of State  
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**Executive Order No. 4-93**

---

EXECUTIVE ORDER CONTINUING THE STATE COUNCIL ON  
VOCATIONAL EDUCATION ALSO KNOWN AS THE  
VOCATIONAL EDUCATION ADVISORY COUNCIL

---

WHEREAS, Section 112 of the Carl D. Perkins Vocational and Applied Technology Education Act of 1990 (Public Law No. 101-392) requires that each state wishing to participate in the vocational education programs authorized by that Act establish a State Council on Vocational Education; and

WHEREAS, P.L. 101-392 requires that such council shall be "appointed by the Governor, or, in the case of States in which the members of the State Board of Education are elected..., by such board"; and

WHEREAS, the State Board of Education in Montana is not an elected body.

NOW, THEREFORE, I, MARC RACICOT, Governor of the State of Montana, by virtue of the authority vested in me pursuant to P.L. 101-392, and the Constitution and the laws of the State of Montana, specifically Section 2-15-122, MCA, do hereby continue the Montana Council on Vocational Education also known as the Vocational Education Advisory Council

ALLEN HILL





1 ("Council").

2  
3 I. PURPOSE

4 The Council shall carry out all duties assigned to it  
5 pursuant to P.L. 101-392 and amendments thereto, and such  
6 other responsibilities set forth by the Governor from time to  
7 time.

8  
9 II. COMPOSITION

10 The Council is composed of thirteen (13) members,  
11 including seven (7) from the private sector and six (6) from  
12 the public sector. Appointment of members must be in  
13 compliance with Section 112(a)(1)(2) of Public Law 101-392 and  
14 Title 34, Part 403, Subpart B 403.18 of the Code of Federal  
15 Regulations. The names and addresses of members who shall  
16 serve at the pleasure of the Governor are submitted by  
17 separate letter to the Secretary of State, the Board of  
18 Regents and the State Board of Public Education.

19  
20 IV. TERMINATION OF PRIOR EXECUTIVE ORDER

21 Any provisions of prior executive orders relating to the  
22 members and authority of the Montana Council on Vocational  
23 Education are hereby superseded by the provisions of this  
24 Order.




1 V. DURATION

2 The Council shall exist until two years from the  
3 effective date of this order. This Order shall be effective  
4 immediately.  
5  
6  
7

8 GIVEN under my hand and the  
9 GREAT SEAL of the State of  
10 Montana, this 18<sup>th</sup> day of May  
11 in the year of our LORD, One  
12 Thousand, Nine Hundred and  
13 Ninety-Three.

14   
15 \_\_\_\_\_  
16 MARC RACICOT, Governor

17 ATTEST:

18   
19 \_\_\_\_\_  
20 MIKE COONEY, Secretary of State  
21  
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OFFICE OF THE GOVERNOR

STATE OF MONTANA



MARC RACICOT  
GOVERNOR

STATE CAPITOL  
HELENA, MONTANA 59620-0801

May 17, 1993

The Honorable Mike Cooney  
Secretary of State  
State Capitol  
Helena, MT 59620

Dear Secretary Cooney:

Please be informed that effective May 1, 1993, I have reappointed the following individuals to the Vocational Education Advisory Council, in accordance with Executive Order 4-93:

Dr. August "Gus" Korb, Northern Montana College, Havre, MT, 59501 is to serve a term ending May 1, 1995.

Sen. Chuck Swysgood, 506 S. Atlantic, Dillon, MT, 59725 is to serve a term ending May 1, 1995.

Ms. Aleta Ann Haagenstad, Box 55, Gruber Estates, Clancy, MT, 59634 is to serve a term ending May 1, 1995.

Dr. Dennis Lerum, Missoula Vo-Tech, Missoula, MT, 59801 is to serve a term ending May 1, 1995.

Mr. Jesse O'Hara, 1117 20th Ave., S.W., Great Falls, MT, 59404 is to serve a term ending May 1, 1995.

Dr. Jon Jourdonnais, 2511 Sixth Avenue South, Great Falls, MT, 59405 is to serve a term ending May 1, 1995.

Mr. Howard Williams, P.O. Box 5893, Helena, MT, 59604 is to serve a term ending May 1, 1995.

Col. Gordon Simmons, 2415 Glen Drive, Missoula, MT, 59801 is to serve a term ending May 1, 1995.

Secretary of State  
Vocation Education Advisory Council  
May 17, 1993  
-2-

Mr. James Schultz, #6 Sundance, Lewistown, MT, 59457 is to serve a term ending May 1, 1995.

Dr. Robert Schaal, 137 Somerset Drive, Kalispell, MT, 59901 is to serve a term ending May 1, 1995.

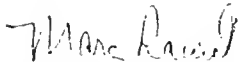
Ms. Avis Ann Tobin, 1525 Beaverhead Drive, Helena, MT, 59601 is to serve a term ending May 1, 1995.

Mr. Jeff Dietz, 2109 11th Street West, Billings, MT, 59102 is to serve a term ending May 1, 1995.

Mr. Fred "Rocky" Clark, 725 Evans Street, Butte, MT, 59701 is to serve a term ending May 1, 1995.

If you have questions regarding this appointment, please call Pat Lopach, Appointments Coordinator, at extension 5516.

Sincerely,



MARC RACICOT  
Governor

cc: Jim Fitzpatrick

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Office of the Governor



Executive Order No. 3-93

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CONTINUING THE YOUTH JUSTICE ADVISORY COUNCIL WITHIN THE  
DEPARTMENT OF JUSTICE, BOARD OF CRIME CONTROL, TO IMPLEMENT  
THE JUVENILE JUSTICE AND DELINQUENCY PREVENTION ACT

---

I, MARC RACICOT, Governor of the State of Montana, do  
hereby order the continuation of the Youth Justice Advisory  
Council within the Department of Justice, Board of Crime  
Control pursuant to Section 2-15-122, MCA, and as required by  
Section 223 of the Juvenile Justice and Delinquency Prevention  
Act of 1974 (Public Law 93-415), as amended.

I. PURPOSE

The purpose of the Council is to:

- a. advise the Governor and the Board of Crime Control  
on policy matters related to juvenile justice;
- b. supervise the preparation, complete administration  
and implementation of the Juvenile Justice and  
Delinquency Prevention Act of 1974, as required by  
Section 223 of the Act;
- c. approve the annual plan as required by the Juvenile





1 Justice and Delinquency Prevention Act of 1974, as  
2 amended, and award grants to implement that plan;

3 d. advise the Governor, the Board of Crime Control and  
4 the Legislature on legislation relating to juvenile  
5 delinquency and compliance with the Juvenile  
6 Justice and Delinquency Prevention Act; and

7 e. advise state, local and private agencies on  
8 juvenile justice in order to better coordinate  
9 services and to most efficiently utilize available  
10 resources.

## 11 II. COMPOSITION AND TERMS OF APPOINTMENT

12 The composition of the Council shall not exceed 18  
13 members. The names and addresses of members who shall serve  
14 at the pleasure of the Governor are submitted by separate  
15 letter to the Secretary of State and to the Board of Crime  
16 Control.

## 17 III. COMPENSATION AND TRAVEL

18 Council members eligible for compensation under 2-15-  
19 122(5) MCA shall be compensated \$25 for each day actually and  
20 necessarily engaged in performance of Council duties. All  
21 Council members who are not full-time state employees shall be  
22 reimbursed for travel expenses pursuant to 2-15-122(5) MCA.

## 23 IV. TERMINATION OF PRIOR EXECUTIVE ORDER

24 Any provisions of prior Executive Orders relating to the  
25 Youth Service Advisory Council are hereby superseded by the  
26 provision of this Order.



1 V. DURATION

2 The Council shall exist until two years from the  
3 effective date of this order. This Order shall be effective  
4 immediately.

5  
6 GIVEN under my hand and the  
7 GREAT SEAL of the State of  
8 Montana, this 1st day of  
9 March, in the year of our LORD,  
10 One Thousand, Nine Hundred and  
11 Ninety-Three.

12 Marc Racicot  
13 MARC RACICOT, Governor

14 ATTEST:

15 Mike Cooney  
16 MIKE COONEY, Secretary of State  
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HELENA, MONTANA 59620

Executive Order No. 2-93

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Executive Order Re-establishing the  
Interdepartmental Coordinating Committee of Women (ICCW)

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WHEREAS, the Constitution of the State of Montana prohibits the State or any person from discriminating against any person in the exercise of his or her civil rights on the account of sex; and

WHEREAS, I am committed to bringing about full and equal employment opportunity for all Montanans; and

WHEREAS, equal employment opportunity begins in state government; and

WHEREAS, the State's Equal Employment Opportunity report of 1991 demonstrates that women continue to be heavily concentrated in lower-paying, non-management and non-policy making positions; and

WHEREAS, the State's Equal Employment Opportunity report of 1991 also shows that although some progress has been made toward women moving into management jobs, women remain concentrated at the low end of professional and managerial



1 positions; and

2 WHEREAS, the ICCW has been effectively utilized in the  
3 past to identify problems of women state employees; and

4 WHEREAS, the goal of the ICCW is to promote the full  
5 participation of women at all levels of state government.

6 NOW, THEREFORE, I, MARC RACICOT, by the authority vested  
7 in me by Article VI, Section 4 of the Montana Constitution,  
8 and Section 2-15-201, MCA, do hereby:

9 1. Re-establish the Interdepartmental Coordinating  
10 Committee for Women.

11 2. Instruct each agency director as follows:

12 A. To call for representatives from your agency  
13 who are willing to serve on the ICCW; and

14 B. To annually select at least one agency  
15 representative and an alternate with whom you  
16 can effectively work to implement ICCW's  
17 recommendations; and

18 C. To provide for and encourage the active  
19 participation of agency representative(s) and  
20 alternate(s); and

21 D. To notify my office by no later than September  
22 30, 1993 of your designated representative(s)  
23 and alternate(s) to ICCW, and by no later than  
24 December 1 of each year thereafter.

25 This order is effective immediately.  
26  
27





1 GIVEN under my hand and the  
2 GREAT SEAL of the State of  
3 Montana, this 28<sup>th</sup> day of  
4 February, in the year of our  
5 LORD, One Thousand, Nine  
6 Hundred and Ninety-Three.

7 Marc Racicot  
8 MARC RACICOT, Governor

9 ATTEST:

10 Mike Cooney  
11 MIKE COONEY, Secretary of State  
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No. 1-93

STATE DOCUMENTS COLLECTION

STATE OF MONTANA  
OFFICE OF THE GOVERNOR  
EXECUTIVE ORDER NO. 1-93

1993

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EXECUTIVE ORDER RESCINDING EXECUTIVE ORDER NO. 4-90

I, Marc Racicot, Governor of the State of Montana, pursuant to the authority vested in me, rescind Executive Order No. 4-90, designate a collective bargaining representative for the State of Montana, and establish the following procedures for the executive branch in negotiating contracts under Title 39, Chapter 31, MCA.

(1) Section 39-31-301, MCA, provides that the Governor or his designated authorized representative shall represent the state in collective bargaining with an exclusive representative. I designate the chief of the Labor Relations Bureau, State Personnel Division, Department of Administration, as Chief Negotiator to represent the State of Montana in collective bargaining with representatives of certified collective bargaining units.

(2) For assistance in representing the state in collective bargaining, the Chief Negotiator may call upon the Collective Bargaining Policy Task Force, as described in paragraph (3), the directors of the departments of the executive branch or their designated representatives, and other employees of the executive branch as appropriate.

(3) I create and authorize the Collective Bargaining Policy Task Force to advise the Chief Negotiator in developing



1 and formulating the state's collective bargaining position.  
2 The task force shall consist of the Director of the Department  
3 of Administration, as Chairperson; Director of the Department  
4 of Social and Rehabilitation Services; the Director of the  
5 Department of Transportation; the Director of the Department  
6 of Corrections and Human Services; and the Commissioner of the  
7 Department of Labor and Industry. The Budget Director,  
8 Administrator of the State Personnel Division, Department of  
9 Administration, and the Chief of Staff for Operations and  
10 Administration from the Office of the Governor who shall assist  
11 the Collective Bargaining Policy Task Force.

12 The Collective Bargaining Policy Task Force is solely  
13 responsible for all policy decisions relative to state employee  
14 labor negotiations and contract administration.

15  
16 GIVEN under my hand and the  
17 GREAT SEAL of the State of  
18 Montana this 5<sup>th</sup> day of  
19 January in the year of our  
20 LORD, One Thousand Nine  
21 Hundred Ninety Three.

22  
23 Marc Racicot  
24 MARC RACICOT, Governor

25 ATTEST:

26 Mike Cooney  
27 MIKE COONEY, Secretary of State

